UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON AT TACOMA

LEHMAN COMMERCIAL PAPER, INC., a New York corporation,

Plaintiff,

Case No. C04-5410RJB

v.

SEABOARD, INC., a Washington corporation; MICHAEL R. MASTRO and JANE DOE MASTRO, husband and wife and their marital community; MICHAEL K. MASTRO and JANE DOE MASTRO, husband and wife and their marital community.

Defendants.

ORDER OF DISMISSAL:

Counsel having notified the Court of settlement of this case, and it appearing that no issue remains for the Court's determination, IT IS ORDERED that this action and all claims asserted herein are DISMISSED with prejudice and without costs to any party. In the event that settlement is not perfected, any party may move to reopen the case within 10 days of the date of this order.

The Clerk of the Court is directed to send uncertified copies of this Order to all counsel of record and to any party appearing *pro se* at said party's last known address.

DATED this 14th day of September, 2005.

Robert J. Bryan

United States District Judge

ORDER OF DISMISSAL